IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS MARSHALL DIVISION

ACTUS, LLC,	§ CIVIL ACTION NO. 2:09-CV-102
Plaintiff,	§ CIVIL ACTION NO. 2.09-CV-102
V.	S CIVIL ACTION NO. 2:09-CV-102 S S S S S JURY TRIAL DEMANDED S S S S S S S S S S S S S S S S S S S
	§ JURY TRIAL DEMANDED 8
BANK OF AMERICA CORP.; BLAZE	\$ \$
MOBILE, INC.; CAPITAL ONE FINANCIAL CORP.; ENABLE	§ §
HOLDINGS, INC.; GOOGLE, INC.; GREEN DOT CORP.; JAVIEN DIGITAL	
PAYMENT SOLUTIONS, INC.;	
JPMORGAN CHASE & CO.; MASTERCARD INTERNATIONAL,	§ §
INC.; META FINANCIAL GROUP, INC.; M&T BANK CORP.; OBOPAY,	§ \$
INC.; SONIC SOLUTIONS; VISA,	§ §
INC.; VIVENDI, SA; WAL-MART STORES, INC.; THE WALT DISNEY	§ 8
CO.; THE WESTERN UNION CO.;	<i>๛๛๛๛๛๛๛๛๛๛๛๛๛๛๛๛๛</i>
WILDTANGENT, INC.; AGILECO,	§ §
Defendants.	§

Unopposed Motion for Third Extension of Time in Which to Answer or Otherwise Respond to Plaintiff's First Amended Complaint

Defendant, JP Morgan Chase & Co. ("JP Morgan"), without waiving any defenses set forth in Fed. R. Civ. P. 12, moves the Court for a third extension of time in which to answer or otherwise respond to Plaintiff's First Amended Complaint:

Defendant moves for an extension of time through and including
 August 14, 2009. As set forth in the above caption, this motion is unopposed.

Defendant respectfully submits that good cause exists and seeks
the requested extension in order to adequately and properly respond to Plaintiff's
First Amended Complaint.

Wherefore, Defendant, JP Morgan Chase & Co., moves for an extension of time to and including August 14, 2009 in which to answer, move or otherwise respond to Plaintiff's First Amended Complaint.

DATED: August 6, 2009 Respectfully submitted,

/s/ Trey Yarbrough

Trey Yarbrough
Bar No. 22133500

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Certificate of Service

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this 6th day of August, 2009. All other counsel not deemed to have consented to service in such manner will be served via facsimile transmission and/or first class mail.

/s/ Trey Yarbrough
Trey Yarbrough